

1 Q Do you know what position he was hired for?

2 A Program director.

3 Q How did you go about hiring Mike Steel? Did you
4 call him? Did you send him a letter?

5 A Yes. Well, his name -- I contacted him.

6 Q By telephone?

7 A Yes, I believe so.

8 And I mean we were writing ads and had placed the
9 R&R and things of that nature for a program director.

10 JUDGE STEINBERG: R&R is Radio and Records?

11 THE WITNESS: Yes. And in a couple minority
12 publications, you know, trying to find a program director.

13 And, you know, his -- you know, exactly how it
14 transpired in contacting him, you know, I don't remember.
15 But I do remember him coming in. I think he brought a
16 resume in, dropped it off at our office. He come in a
17 couple of days. I called him in, and he came in a couple of
18 days later for an interview.

19 BY MR. ZAUNER:

20 Q And you interviewed him personally?

21 A Yes.

22 Q And after you interviewed him you made the
23 decision to hire him?

24 A Yes. And like I said, it was a bad hire.

25 Q It was a bad hire?

1 A Yes, it was.

2 Q What happened that made you say it was a bad hire?

3 A Because he told lies in his interview. He owes
4 the company money, so I would like to know where he is.

5 Q Was Steel involved in changing the station's
6 reporting from one magazine to another?

7 A Yes, he was.

8 JUDGE STEINBERG: From what? I mean --

9 THE WITNESS: Okay, I know what you're --

10 MR. ZAUNER: Okay, I will bring that out in a
11 second.

12 BY MR. ZAUNER:

13 Q Would you state what it means to change a
14 station's reporting from one magazine to another?

15 A Okay. We were a reporter to R&R, Radio and
16 Records. You report under certain types of format: regular
17 rock, alternative rock, top 40, whatever.

18 Mike Steel had decided that that's what he was
19 going to do. You know, come to think about it he must have
20 been there when John Rhea was there because I remember when
21 I picked up an R&R one day, and saw the article in there
22 that we were not going to be a rock reporting, that we were
23 going to be the other, I called John Rhea up and said, "You
24 know, what the hell is going on here?"

25 And he said, "Oh, calm down, calm down. Mike says

1 that we can get," being Mike Steel or whatever, "We can get
2 a lot more stuff from his record connections, you know, if
3 we do this."

4 And I said, "Yeah, right." And I probably made
5 some other comments that were not very nice.

6 JUDGE STEINBERG: When you said "stuff," you mean
7 like free stuff, promotional stuff?

8 THE WITNESS: Yes, right. Yeah, he probably had a
9 better relationship with those record guys, and they would
10 give T-shirts, and more CDs, and trips, and, you know, that
11 kind of stuff.

12 BY MR. ZAUNER:

13 Q Isn't it a fact that Mike Rice was also extremely
14 upset when he learned about the change in the reporting?

15 A He might have been. I don't remember.

16 Q Now, you said that Mike Steel was hired in '92; is
17 that --

18 A I think. I mean, I don't -- I believe he was
19 there when John Rhea was there. So there, again, that's one
20 of those kind of things I have to look at the employment
21 records to know when he worked there. He wasn't there very
22 long.

23 MR. ZAUNER: Your Honor, could we take a five-
24 minute break at this point?

25 JUDGE STEINBERG: Yes, are you about ready to sum

1 up or --

2 MR. ZAUNER: I just want to go over and see where
3 I am on my examination and how much I've got left.

4 JUDGE STEINBERG: Well, why don't we go off the
5 record and you can do that.

6 MR. ZAUNER: I would like to get a drink of water
7 too.

8 JUDGE STEINBERG: Okay, we'll take five.

9 (Whereupon, a recess was taken.)

10 BY MR. ZAUNER:

11 Q Mrs. Cox, were you involved also in interpreting
12 FCC rules for the stations?

13 A Sometimes, yes.

14 Q Okay. Were there times that you called the AM
15 branch, for example, to get information on a rule?

16 A Right.

17 Q Do you recall seeking a copy of the station's play
18 list at times?

19 A Yes.

20 Q What would be the purpose of your seeking a copy
21 of the station's play list?

22 A Well, sometimes I would monitor the stations, and
23 I was always interested to see if what they said was on the
24 play list what I heard.

25 Q When did you begin doing this?

1 A Oh, probably -- probably did it long before the
2 program directors were maybe aware of it. I would say
3 probably back in about 1989 or 1990.

4 Q And what was your purpose in checking the on-air
5 programming versus the pay lists? What would you do with
6 that information after you made that kind of check?

7 A Well, if I realized that we were supposed to be
8 playing certain songs, and had to listen, and those were not
9 the songs we were playing, it was obviously one of two
10 things. They weren't following the play list, or an
11 announcer was, as I use the term, running his own little
12 railroad.

13 Q Was this within your duties as defined? You're
14 primarily the business person at the station. Was this a
15 programming function? Was this also a business function or
16 crossed over?

17 A Well, I don't. It's something I enjoyed.

18 JUDGE STEINBERG: If an announcer was, as you say,
19 running his own railroad, what would you do about it, if
20 anything?

21 THE WITNESS: I would inform the manager that the
22 play list said that we were playing so and so and so and so,
23 and I listened, say I was in my car or in the area, and this
24 is what I heard. You know, who is minding the store?

25 JUDGE STEINBERG: Did Michael Rice get involved in

1 that, in any of that, to your knowledge, either before or
2 after April of '91?

3 THE WITNESS: Yes.

4 JUDGE STEINBERG: Okay. Now, was it before April
5 '91 that he -- did he do the same thing that you did?

6 THE WITNESS: Yes, because, I mean, as I stated
7 earlier, he was a real student of the radio. He listened to
8 stations, not only the stations that we had, but a lot of
9 other stations.

10 JUDGE STEINBERG: Okay, so --

11 THE WITNESS: He would make comments, I imagine,
12 to numerous different people.

13 JUDGE STEINBERG: Both before April '91 and after
14 April '91, to the best of your knowledge?

15 THE WITNESS: Yeah. Well, he could have. I mean,
16 I don't know what he said or did.

17 JUDGE STEINBERG: Okay, did he ever -- did he ever
18 contact a general manager with an inquiry or a comment of
19 this nature in your presence?

20 THE WITNESS: No.

21 BY MR. ZAUNER:

22 Q Did Michael Rice have a way of being in direct
23 contact with the station, with the station's announcers when
24 they were on the air?

25 Did he have any kind of on-air telephone link up

1 that was --

2 A Well, we have what are called request lines that
3 you can -- that are different than the regular business
4 lines at the rock stations and the news talk station where
5 you can call up. And if it's during a request time, an
6 announcer will answer the phone, if that's what you mean.

7 Q Were there any special lines at any of the
8 stations that were dedicated to Mike Rice's use so --

9 A No.

10 Q -- that he could contact any specific employee?

11 A No.

12 Q Were there telephone lines in which you could call
13 the station and listen to what was going out over the air?

14 A Yes, there are listen lines, uh-huh.

15 Q And what was the purpose of listen lines?

16 A Well, two things. One, to see how it sounded.
17 The other is actually what was being played or said on the
18 particular station.

19 Q Who were listen lines designed for?

20 A I don't know.

21 Q I mean, who would call? Who would have the number
22 of the listen lines to call?

23 A A lot of people would.

24 I mean, to me, my understanding is I know numerous
25 broadcaster who have this same set up in their radio

1 stations.

2 Q But who at the radio -- this wasn't for members of
3 the general public, was it? You didn't give out the listen
4 line? You didn't have people sitting there listening to
5 their telephones to listen to your radio station? They
6 would just turn the radio on?

7 A Right, right.

8 Q So who were the listen lines for? What was their
9 purpose?

10 A Well, the engineers lots of times. I mean, it was
11 one of the purposes for the engineers to be able to call up
12 and listen, and see how it sounds. Same way with the
13 program director. I mean, a program director couldn't be at
14 the station 24 hours a day. But, you know, he might wake up
15 at 2:00 in the morning and think, well, I wonder what we are
16 doing, and call up and listen.

17 Q Rather than just turn the radio on and listen?

18 A Yes.

19 Or he could be out of the area, and could dial it
20 up on his cellular phone and listen. And he would be out of
21 radio range.

22 Q Would program directors from one radio station
23 listen to the programming of another radio station via that
24 listen line --

25 A Yes.

1 Q -- to see what their sister station was sounding
2 like?

3 A Right, or -- yes.

4 Q Did you use the listen lines sometimes to call and
5 hear what the station sounded like when you were in St.
6 Peters?

7 A Yes.

8 Q And you could listen then to any of the stations
9 that you wanted to by dialing the listen lines?

10 A That is correct.

11 Q And paying the long distance charge?

12 A Right. Unless the line might not be in service
13 because they were using it to do some type of technical work
14 at the facility.

15 Q But assuming it was in service?

16 A Right.

17 Q And Mike Rice could do the same thing, could he
18 not?

19 A Anybody who had that phone number.

20 Q Who had the phone number and was interested.

21 A Correct.

22 Q Could access the station's programming via the
23 listen line?

24 A Right. And a lot of announcers would give it to
25 friends of theirs who work in different markets. Hey, you

1 know, call up so and so and you can hear me.

2 Q Do you know what a dehydrator is?

3 A Um-hmm Well, I don't know -- say exactly what it
4 is. I know it's a piece of equipment.

5 Q Can you identify Ken Brown?

6 A Yes.

7 Q Who is Ken Brown?

8 A He's the general manager of the broadcast
9 properties in Terra Haute, Indiana.

10 Q Do you recall telling Gerry --

11 A Gerry?

12 Q -- to dispose of a dehydrator?

13 MR. GAFFNEY: Objection, Your Honor.

14 JUDGE STEINBERG: Who is Gerry?

15 MR. ZAUNER: I'm sorry.

16 BY MR. ZAUNER:

17 Q Do you know a person who worked at Ken Brown's
18 station by the name of Gerry?

19 A Right. He's an engineer.

20 Q Do you recall telling Gerry to have Andrew dispose
21 of a dehydrator?

22 A Might possibly could, yeah.

23 Q How would you have made the determination that the
24 dehydrator be disposed of if you are not even sure what a
25 dehydrator is or does?

1 A Well, it would have come from the recommendation
2 of the engineers at the radio station.

3 Q You would have spoken to the engineers and --

4 A Right, he would have either called me --

5 Q -- and said the station wants to get rid of the
6 dehydrator?

7 JUDGE STEINBERG: One at a time.

8 MR. ZAUNER: I'm sorry.

9 JUDGE STEINBERG: And you have to decide which
10 one.

11 Okay, why don't you finish your answer.

12 THE WITNESS: He would call me or send me a fax
13 and say, you know, something is not -- a particular piece of
14 equipment is not working. And, of course, I would always
15 say to them, you know, you have to give me your
16 recommendations, because as I said, I'm not an engineer.
17 And so that's why I use consulting engineers, and trust the
18 engineers that were working at the stations.

19 BY MR. ZAUNER:

20 Q Did you consult with Mike Rice on some of these
21 decisions because he was an engineer or had an engineering
22 background?

23 A I might have.

24 Q Now, we were talking about engineers. Was Eric
25 Hoehn one of the engineers that you would consult?

1 A Yes, he worked at KFMZ and KBMX.

2 Q Who was his supervisor?

3 A The engineers were responsible to the station
4 managers.

5 Q So whoever the station manager was at the time
6 would be the person to whom --

7 A Right.

8 Q -- he would have reported?

9 Did Eric Hoehn have a title of corporate engineer?

10 A Oh, he may have signed papers to that effect or
11 something. I mean, he never was -- there again, it was
12 nothing ever really put in writing to say, hey, you know,
13 Eric, you are now the corporate engineer, you're the chief
14 engineer. There, again, it's kind of one of those things
15 that titles are -- people title themselves sometime.

16 Q Did he perform the function of sort of corporate
17 engineer, go from station to station, or was he --

18 A He did a few times on construction projects, yeah.

19 Q Did he travel occasionally with Mike Rice to
20 projects?

21 A Yes, he did.

22 Q Do you recall negotiating a lease for the Old Mill
23 Plaza?

24 A Yes.

25 Q Did you do the negotiation for that lease?

1 A Yes.

2 Q Do you recall when that lease was entered into?

3 A I think we had been in the office, this is the
4 second or third year.

5 Q Let me just cut this short. Let me see if this
6 will refresh your recollection.

7 A Okay.

8 Okay, okay, gosh, I ought to remember that.

9 That's my birthday. Yeah, '93.

10 Q Okay, it was October 6th of 1993?

11 A Right.

12 JUDGE STEINBERG: That's when the lease was
13 entered into?

14 THE WITNESS: Um-hmm. We actually moved in a
15 little bit before then.

16 BY MR. ZAUNER:

17 Q Did you do the negotiating for this lease, for the
18 terms?

19 A Yes, I did.

20 Q Did you make the decision to in fact lease this
21 property?

22 A Yes, I did.

23 Q Did Mike Rice have any input into that decision?

24 A No, he didn't even know where we were going to
25 move to.

1 Q Did you tell him beforehand that you were planning
2 on moving into the Old Mill Plaza?

3 A Well, he knew we were going to move because we had
4 been in a building that I owned, and I sold it. And, you
5 know, I said we're going to move the office so I am looking
6 at office space.

7 Q And so he knew you were looking but he didn't know
8 specifically where?

9 A That is correct.

10 Q Okay. Before you committed the company to the
11 lease arrangements, which call for a regular monthly
12 payment, did you discuss this with Mike Rice?

13 A No.

14 Q And you used your authority as chief operating
15 officer to -- or vice president of the Licensees to --

16 A Yeah, whatever title, you know.

17 Q Whatever title you had. Titles are easy at the
18 stations, I guess.

19 A Right. Like I said, I always care about what's
20 that bottom line on the check.

21 Q Let me call your attention -- do you recall
22 entering into a rental agreement with 6C Partnership?

23 A Yes.

24 Q Back in March of 1991?

25 A Yes.

1 Q When you entered into that lease, was Mike Rice
2 involved at all in --

3 A No.

4 Q -- setting the terms of the lease?

5 A No, that was a building -- that partnership is a
6 partnership that I was a partner in, my husband and I. And,
7 no.

8 Q So who negotiated on behalf of Contemporary Media,
9 Inc.?

10 A I did.

11 Q And who negotiated on behalf of 6C Partnership?

12 A My husband.

13 Q Were you able to reach an agreement?

14 A Yes.

15 Q And is that agreement exemplified in the rental
16 agreement, in a rental agreement?

17 A Right.

18 He wasn't real happy about it because we were
19 paying less than what the previous tenant we had in that
20 space.

21 JUDGE STEINBERG: You drive a hard bargain. You
22 bargain better than your husband, is that --

23 THE WITNESS: No.

24 BY MR. ZAUNER:

25 Q Before you signed this agreement, did you discuss

1 it with Mike Rice what you were doing?

2 A I don't believe so because that was at a point in
3 time when I didn't see Mike very often, or even hear from
4 him.

5 Q Was Mike aware when you were negotiating with your
6 husband over the lease of property for the station?

7 A He was aware of the fact that I was looking for
8 some place to move the office. And I would say, "You know,
9 I think maybe I am going" -- I probably said to him, "I
10 think maybe I am going to move to one of the offices spaces
11 in one of my buildings."

12 (Pause)

13 Q Do you recall entering into a station employment
14 agreement with Richard Hauschild?

15 A Yes.

16 Q Did you do the negotiating with Mr. Hauschild's --

17 A Yes.

18 Q -- agreement?

19 Did you speak with Mr. Rice prior to entering into
20 this agreement with Mr. Hauschild?

21 A No.

22 Q Did Mr. Rice have any input at all into the
23 agreement?

24 A No.

25 Q Did he have any say with regard to the salary that

1 was provided to Mr. Hauschild?

2 A No.

3 Q And the other benefits that were provided to Mr.
4 Hauschild?

5 A No, all of those were pretty standard as to what
6 the previous manager had to have.

7 Q Did you recall whether you entered into such an
8 agreement with Mr. John Wright?

9 A Yes, I did.

10 Q Do you have any explanation as to why a copy of
11 that employment agreement was not provided with the other
12 documents by your counsel?

13 A Probably it was prior to the time that was
14 relevant.

15 Q Did you enter into such an agreement with Ken
16 Brown?

17 A Yes, I did.

18 Q And, again, did you negotiate the agreement with
19 Ken Brown?

20 A Yes, I did.

21 Q Did you make a decision as to what salary to
22 offer?

23 A We had mutually agreed, Ken and I did. He wanted
24 more. I wanted less. And we came to an agreement.

25 Q Did Mike Rice approve the salary that was offered

1 to Ken Brown?

2 A Mike Rice didn't know anything about it until
3 after Ken Brown was there, had been hired.

4 Q When Mike Rice would travel on behalf of the
5 stations, would he submit his vouchers to you for payment?

6 A Sometimes.

7 Q Would you approve his trips before he took them?
8 Would he come to you and say, "I am planning to go to such
9 and such a station to do such and such a job," or would he
10 go do it and then send you the check?

11 A When.

12 Q I'm sorry. This is subsequent to April of 1991.

13 A He didn't ask me to go to the stations. I might
14 say to him, "We've got so and so project going on. We need
15 another pair of hands there, a go'fer. Are you available to
16 go?"

17 Q And you would send Mike Rice out as a go'fer?

18 A Yes. I mean, that was the term that he used
19 himself lots of times.

20 Q What did you mean by that term? You may mean
21 something different than what we mean by it.

22 A Okay. Well, if you were there doing an
23 engineering project, okay, and you run out of wire, or you
24 ran out of batteries, or everybody decided they needed a
25 coke, that's what Mike would do lots of times, rather than

1 being involved there in the -- I guess if you want to say
2 the physical part of it.

3 (Pause.)

4 Q I'm going to call your attention to Mass Media
5 Bureau Exhibit No. 1, page 34.

6 JUDGE STEINBERG: You don't have it, do you?

7 THE WITNESS: Oh, okay.

8 BY MR. ZAUNER:

9 Q This is a letter on the letterhead of
10 communications counsel, Rosenman & Colin.

11 Do you recall having seen this letter previous to
12 today?

13 A Yes.

14 Q Did you see it on or around the time it was dated,
15 June 14, 1991?

16 A I probably did.

17 Q Did you review the letter?

18 JUDGE STEINBERG: When?

19 BY MR. ZAUNER:

20 Q When you received it, in June of 1991 or
21 thereabouts?

22 A Yes.

23 I mean, if I received it, yes, I would have
24 reviewed it.

25 Q Was it accurate, to the best of your knowledge and

1 belief?

2 JUDGE STEINBERG: Okay, are we talking about just
3 the letter or are we talking about the Section 1.65
4 statement attached to it?

5 MR. ZAUNER: Yes, the letter, and I was just going
6 to say the Section 1.65 attachment.

7 THE WITNESS: Yes.

8 BY MR. ZAUNER:

9 Q Did you also see the statement pursuant to Section
10 1.65 that begins at page 36?

11 JUDGE STEINBERG: Just take a moment to review
12 that because it's several pages long.

13 BY MR. ZAUNER:

14 Q Let me call your attention specifically --

15 JUDGE STEINBERG: Wait a minute. I don't think
16 the witness is finished looking at it.

17 (Witness reviews document.)

18 THE WITNESS: Okay, I am on to page 37.

19 MR. ZAUNER: I really do have just a specific
20 question about a specific paragraph, if we can go to that.

21 THE WITNESS: Okay.

22 BY MR. ZAUNER:

23 Q On page 39, it's the paragraph beginning under the
24 number three, which begins with the words "Since Mr. Rice's
25 hospitalization."

1 A Okay, we are talking about from April of '91 to
2 June of '91?

3 Q We're talking about the paragraph on page 39,
4 that's the number at the bottom of the page.

5 A Right.

6 Q And it begins with the words, "Mr. Rice's
7 hospitalization," and ends with the words "experienced
8 professional employees."

9 A Right. But the date of this communication is
10 dated June the 14th. So we are talking about between April
11 of '91 and June of '91.

12 JUDGE STEINBERG: Well, why don't you just read
13 that paragraph, and, you know, the paragraph beginning with
14 "Since Mr. Rice's hospitalization," and then when you finish
15 reading it let us know and then Mr. Zauner will ask you a
16 question about it.

17 (Witness reviews document.)

18 THE WITNESS: Okay.

19 BY MR. ZAUNER:

20 Q On June 14, 1991, when this statement was filed
21 with the Commission, was that paragraph true and correct to
22 the best of your knowledge and belief?

23 A Yes, it was.

24 Q Thank you.

25 Let me call your attention to --

1 JUDGE STEINBERG: Are you finished with that
2 paragraph, because as long as we are here I've got some
3 questions on it, and I may as well interrupt.

4 MR. ZAUNER: Okay.

5 JUDGE STEINBERG: Rather than starting all over.
6 Okay, that language in that paragraph, did you
7 have anything to do with that specific language that was
8 used in that paragraph?

9 THE WITNESS: Yes.

10 JUDGE STEINBERG: What did you have to do with
11 that language?

12 THE WITNESS: I had a discussion as to what
13 language should or shouldn't be put in there.

14 JUDGE STEINBERG: What specific language are you
15 talking about?

16 THE WITNESS: Well, I don't know, Judge Steinberg,
17 the specific words. I remember having a discussion about,
18 you know, what Mike's involvement or noninvolvement.

19 And like I said, at that point in time that was
20 very correct, because I didn't have any contact with him.

21 JUDGE STEINBERG: Okay. Now, who did you have
22 this discussion with?

23 MR. GAFFNEY: Again, Your Honor, not to object to
24 Your Honor's question.

25 JUDGE STEINBERG: You can object. That's fair.

1 MR. GAFFNEY: As long as it doesn't divulge any
2 attorney/client communication, I will let the witness answer
3 the question.

4 JUDGE STEINBERG: Do you understand the question?

5 THE WITNESS: Right.

6 JUDGE STEINBERG: Who did you talk to?

7 THE WITNESS: To the attorneys.

8 JUDGE STEINBERG: Okay. Communications counsel?

9 THE WITNESS: Yes.

10 JUDGE STEINBERG: Did you discuss this language
11 with Mr., is it Kuenzie, K-U-E-N-Z-I-E.

12 THE WITNESS: Kuenzie.

13 JUDGE STEINBERG: Kuenzie, did you discuss this
14 paragraph with Mr. Kuenzie?

15 THE WITNESS: I don't know. I probably discussed
16 this document with him.

17 JUDGE STEINBERG: Okay, because it is not a trick
18 question. If you look at page 40, he is the one that signed
19 this.

20 THE WITNESS: Right. You know, I mean, I don't
21 know exactly what the exact conversation was, you know, that
22 I had with Ken word for word, but I know we had a discussion
23 about this.

24 JUDGE STEINBERG: Did you discuss this paragraph
25 with anybody else?

1 THE WITNESS: I don't know about that particular
2 paragraph. It kind of refers to the paragraph that's on the
3 next page in that it's done in connection with the other
4 experienced professionals that are employed at the station.

5 JUDGE STEINBERG: But that's not the question.

6 You said that you discussed it with Mr. Kuenzie.
7 You discussed it with your communications attorneys.

8 Did you discuss this paragraph with anybody else?
9 This paragraph and the next are kind of related.

10 THE WITNESS: Yeah, you know, I don't know. I
11 mean, I can't say yes or no whether I did or not.

12 JUDGE STEINBERG: What's your -- the first
13 sentence, it says, "Absolutely no managerial policy or
14 consultative role."

15 What is your definition of managerial role?

16 THE WITNESS: Well, I guess stating what's going
17 to be done and what's not going to be done.

18 JUDGE STEINBERG: What is your definition of
19 policy role?

20 THE WITNESS: Well, I guess it would probably have
21 to do as far as whether we are going to develop a statement
22 concerning dress code, things of that nature.

23 JUDGE STEINBERG: Did the station have policies
24 like that?

25 THE WITNESS: Yes, we did.

1 JUDGE STEINBERG: How about your definition of
2 consultative role?

3 THE WITNESS: Well, that would be calling or
4 talking to that individual about certain aspects of
5 engineering, or programming, or things of that nature.

6 JUDGE STEINBERG: What about further down in the
7 paragraph it says, "Mr. Rice is being complete insulated and
8 excluded from any involvement," et cetera, what's your
9 definition of completely insulated and excluded?

10 THE WITNESS: Well, I believe that when he was in
11 the hospital he was actually in a confined, or he was
12 limited as far as his activities or contact or anything of
13 that nature. I don't know, because I didn't talk to him.
14 But that was my understanding via his father.

15 JUDGE STEINBERG: Did you discuss this paragraph
16 with Mr. Rice before it was submitted to the Commission?

17 THE WITNESS: Probably not.

18 JUDGE STEINBERG: Okay, Mr. Zauner.

19 BY MR. ZAUNER:

20 Q Let me call your attention to page 42 and that's
21 Attachment 10 to Exhibit 1. This is a letter of your
22 counsel's letterhead dated December 3, 1991, and on page 43,
23 the last sentence on that page states that, "In addition,
24 Mr. Rice continues to have no managerial, policy or
25 consultive role in the affairs of KTDI(FM), and Ms. Janet